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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to: MAIL STOP AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:
September 29, 2008

By: Carol Prentice
Carol Prentice

In re Application of: T. Kleinwaechter
Application No.: 10/615,311
Filed: July 7, 2003
Title: SURGICAL SAW BLADE

Examiner: A. Lang
Art Unit: 3731

Dear Sir:

Transmitted herewith is:

- ☒ *Response to Interview Summary* dated September 29, 2008 -- 2 pages.
- ☒ Return receipt postage prepaid postcard.

Respectfully submitted,

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Attorney Docket No.: HOE-764



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
T. Kleinwaechter) Examiner: A. Lang
)
Serial No.: 10/615,311) Art Unit: 3731
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Filed: July 7, 2003)
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For: **SURGICAL SAW BLADE**

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Signature: Carol Prentice
Carol Prentice

RESPONSE TO INTERVIEW SUMMARY

Dear Sir:

This Response is responsive to the Office Communication containing an Interview Summary mailed on September 25, 2008, receipt of which is hereby acknowledged.

Applicants agree with the content of the Interview Summary insofar as the Interview Summary indicates that the Examiner agreed that the Miller reference cited in the final Office Action does not overlap the pending claims. However, it is noted that the Examiner also agreed to withdraw the objection to claim 11 set forth on page 2 of the Office Action and the rejection of claims 1, 3-5, 7, 9-20, and 22-27 under 35 U.S.C. § 112 set forth on page 3 of the Office Action. The Examiner also agreed to withdraw the prior art rejections based on Miller. In view of the foregoing, the Examiner agreed to withdraw the Office Action and issue a further office communication.

Accordingly, Applicants respectfully request that the Examiner officially withdraw the final Office Action dated May 28, 2008.